

SENATE RECORD VOTE ANALYSIS

104th Congress
1st Session

Vote No. 18

January 13, 1995, 2:53 p.m.
Page S-941 Temp. Record

UNFUNDED MANDATES/ACIR

SUBJECT: **Unfunded Mandate Reform Act of 1995 . . . S. 1. Dorgan modified amendment No. 18.**

ACTION: AMENDMENT AGREED TO, 88-0

SYNOPSIS: Pertinent votes on this legislation include Nos. 15-17, 19-41, 43-45, and 47-61.

As reported by the Governmental Affairs Committee and the Budget Committee, S. 1, the Unfunded Mandate Reform Act of 1995, will create 2 majority (51-vote) points of order in the Senate. The first will lie against the consideration of a bill or joint resolution reported by an authorizing committee if it contains mandates and if Congressional Budget Office (CBO) cost estimates on those mandates are unavailable. The second point of order will lie against the consideration of a bill, joint resolution, motion, amendment, or conference report that will cause the total cost of unfunded intergovernmental mandates in the legislation to exceed \$50 million.

The Dorgan modified amendment would require the Advisory Commission on Intergovernmental Relations (ACIR) to begin a study within 180 days of the measurement and definition issues involved in calculating the total costs and benefits to State, local, and tribal governments of compliance with Federal law (this requirement will be in lieu of the bill's call for the creation of a temporary commission to conduct this study, with a one-time authorization of \$1 million). The study would consider the feasibility of measuring indirect costs and benefits as well as direct costs and benefits. To complete this study, the ACIR would be permitted to hire temporary staff, and staff from other agencies could be detailed to the ACIR on a reimbursable basis. The amendment would authorize \$1.25 million for each of fiscal years 1995 and 1996.

NOTE: By unanimous consent, the remaining committee amendments were temporarily laid aside to permit the consideration of the Dorgan amendment.

Those favoring the amendment contended:

Republicans and Democrats alike have lately been calling for a smaller, more effective government. In this spirit, we have offered

(See other side)

YEAS (88)				NAYS (0)		NOT VOTING (12)	
Republican (48 or 100%)		Democrats (40 or 100%)		Republicans (0 or 0%)	Democrats (0 or 0%)	Republicans (5)	Democrats (7)
Abraham	Inhofe	Akaka	Heflin			Gramm- ²	Baucus- ²
Ashcroft	Kassebaum	Biden	Hollings			Hatch- ²	Boxer- ²
Bennett	Kempthorne	Bingaman	Kennedy			Helms- ^{2AY}	Inouye- ²
Bond	Kyl	Bradley	Kerrey			Jeffords- ²	Johnston- ²
Brown	Lott	Breaux	Kerry			Warner- ²	Pryor- ²
Burns	Lugar	Bryan	Kohl				Reid- ²
Chafee	Mack	Bumpers	Lautenberg				Rockefeller- ²
Coats	McCain	Byrd	Leahy				
Cochran	McConnell	Campbell	Levin				
Cohen	Murkowski	Conrad	Lieberman				
Coverdell	Nickles	Daschle	Mikulski				
Craig	Packwood	Dodd	Moseley-Braun				
D'Amato	Pressler	Dorgan	Moynihan				
DeWine	Roth	Exon	Murray				
Dole	Santorum	Feingold	Nunn				
Domenici	Shelby	Feinstein	Pell				
Faircloth	Simpson	Ford	Robb				
Frist	Smith	Glenn	Sarbanes				
Gorton	Snowe	Graham	Simon				
Grams	Specter	Harkin	Wellstone				
Grassley	Stevens						
Gregg	Thomas						
Hatfield	Thompson						
Hutchison	Thurmond						

EXPLANATION OF ABSENCE:

1—Official Business
2—Necessarily Absent
3—Illness
4—Other

SYMBOLS:

AY—Announced Yea
AN—Announced Nay
PY—Paired Yea
PN—Paired Nay

the Dorgan amendment. The Dorgan amendment would use an existing organization, the ACIR, to prepare the report and recommendations on unfunded Federal mandates that this bill will require. The ACIR has already conducted similar studies, and it is well respected by State, local, and tribal governments. It would be foolish to hire new staff and rent new office space to create a new organization to conduct a study that could be done by an existing organization that is expert in the field. Accordingly, we have submitted the Dorgan amendment, which we trust will meet with our colleagues approval.

No arguments were expressed in opposition to the amendment.